

On Monday, November 8, 2010, the Preble Town Board held its regular monthly meeting. The meeting was called to order by the Supervisor, Jim Doring, with the salute to the flag at 8:23.

Board members present: Debra Brock, Tom Fox, Peter Knapp, and Dave Morse, Councilmen..

Others present: Don Armstrong, Jeff Griswold,, Calvin Griswold, Ken Brock, John Steger, Dan O'Shea, Pamela Poulin, Anne Henderson, Dave Smith, Charles Dalley, Robert Stone, Jr., John Juras, Jason Crawford, Royal Phillips, Lindsay Kemp, Melissa Sarat, Bill Luety, Mark Drum Jerry Bracken, John Sidd, Attorney for Mark Drumm,.and Mark's engineers

### CORRECTIONS/APPROVAL OF PREVIOUS MINUTES

**Motion made by Tom Fox, seconded by Peter Knapp**

**RESOLUTION #88: To accept the October 11, 2010 meeting minutes as submitted  
Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morses(aye)**

**Motion made by Debra Brock, seconded by Dave Morse**

**RESOLUTION #89: To accept the Public Hearing minutes on the 2011 Budget meeting of  
November 3, 2010 as submitted  
Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

### COMMITTEE REPORTS:

**DOG CONTROL:** - 1 cat picked up, sheltered and euthanized  
-8 dog complaints  
-70 miles traveled for the town

**JUSTICE REPORT:** -\$11,975.01 submitted to the Town of Preble for October

**HIGHWAY REPORT: Roads:**  
-Road Preservation Law?  
-The road agreement with Tully has been updated, Jeff has heard nothing from Tully. The Supervisors should sign them before plowing starts.  
-The County plans to finish paving East Homer-Baltimore Rd. Wednesday  
-The sand per agreement with Truxton has been hauled in  
-Jeff has sent in the last request for CHIP's this year  
-Jeff attended a meeting in Albany on November 3<sup>rd</sup> discussing changes in the CHIP's funding requirements and other possible funding streams  
**Equipment:**  
-#5 (2009 1 ton) is at McNerney's getting a ding in the door fixed  
-Jeff would like approval do order the pickup approved in the budget. (Takes 18 weeks to get it; if the town wants to sell the current pickup at the Palmyra auction in May  
**Shop:**  
-  
**Personnel:**  
-  
**Other:**  
- Workplace Violence Policy for the Town.. ( Jeff met with Jim.)  
-FEMA paperwork needs a Flood Plan Administrator" and a copy of our flood plan.

**RECREATION:** -

**COUNTY LEGISLATURE:** -The State has withdrawn \$3.2 million .

### **ZONING & CODE ENFORCEMENT:**

**October Report**  
-2 building permits issued  
-67 miles traveled for the Town  
-8 Building inspections  
-16 hours worked  
-2 Fire inspections  
-3 Complaint follow-up  
-27 telephone inquiries  
-8 hours of training

**PLANNING BOARD:** -Meeting November 18<sup>th</sup> @7:00  
**ZBA** -Meeting December 2<sup>nd</sup> @7:30

**HISTORIAN** -Anne Henderson stated that the marker for the Currie/Route 11 corner should arrive the middle of November.

-Anne has not received information regarding a grant through William G. Pomeroy Foundation for a marker for the corner of East Hill.  
-Esther Pierce will take over the duty of filling the display case in the Town Hall.

**TOWN CLERK:** -\$213.00 - fees collected in October. Disbursed \$15.27 to CC Treasurer; \$3.00 to Ag & Markets, \$51.97 to NYS DEC, and \$142.76 to James Doring, Supervisor

**DON ARMSTRONG:** -

### UNFINISHED BUSINESS

**Intermunicipal Cooperation Agreement between Preble and Tully** - This agreement will allow both towns to share resources in the undertaking of snowplowing, sanding and clearing of certain Town roads that are more efficiently plowed /cleared by the other municipality.

**Motion made by Peter Knapp, seconded by Tom Fox**  
**RESOLUTION #90: To grant the Supervisor, James Doring, to sign the Intermunicipal Cooperation Agreement between Preble and Tully.**  
**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Steger Road** - The Board discussed the 35 mph speed limit for Steger Road and agree to go forward with starting the necessary process. This would include the complete Steger Road which would start from Preble Road, south to Route 281.

Discussion of 35 mph on the Preble Road, from the railroad tracks to the Highway Garage, Otisco Valley Road.  
Discussion of extending the 45 mph speed limit on Route 281, from the Song Lake Rd. intersection to the McBride Trailer Park. The Board also agreed to start the necessary process of making these changes.

**Motion made by Tom Fox, seconded by Dave Morse**  
**RESOLUTION #91: To start the necessary process for making speed limit changes on Steger Road to 35 mph, from Preble Road south to Route 281; Preble Road to 35 mph, from the railroad tracks to the Highway garage at Otisco Valley Road; and Route 281, extend the 45 mph speed limit from the Song Lake Road intersection south to the McBride Trailer Park .**  
**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Town Entrance Signs** - Supervisor Doring has quotes from Sign Language Inc.; a 4x5 \$3000; a 3x5 \$2000 with maintenance. At this time, there is nothing in the budget for 2011 but perhaps it might be possible in the future. Pam Poulin remarked that Riehlman, Shafer & Shafer have had their sign for 13 years and there has been no maintenance. She mentioned that maybe a Corporate Sponsor would help.

**Community Development Block Grant** -It is necessary to hire someone to administer this grant block and it is agreed that Thoma Development Consultants will fill the position.

**Motion made by Dave Morse, seconded by Peter Knapp**  
**RESOLUTION #92: To hire Thoma Development Consultants as vendor to administer the Community Development Block Grant for a 2-year duration for \$68,000.**  
**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Town Hall Building Maintenance - CNY Climate Change Innovation Program** - Debra Brock reported that the Town has qualified for a \$30,000 grant for the Town Hall. A Climate Smart Communities Pledge was given to each Board Member to review. Debra states that the building needs TLC.

**2011 Town Budget- Adoption and Approval** - The 2011 budget has been approved.

**Motion made by Peter Knapp, seconded by Dave Morse**  
**RESOLUTION #93: To adopt and approve the 2011 Budget**  
**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Fall Newsletter** - Newsletter is completed and should be in the mail this week.

**Dog Licensing** -Lindsay Kemp of Country Acres was in attendance. She has looked over the proposed local law. The fee schedule can be set up in a resolution. It was decided to remove the purebred licensing. A public hearing will be held December 13, 2010 at 7:45 pm

**Motion made by Peter Knapp, seconded by Tom Fox**  
**RESOLUTION #94: To hold a Public Hearing regarding the adoption of a proposed Local Law relating to the Licensing and Control of Dogs in the Town of Preble December 13, 2010 at 7:45 at the Town Hall**  
**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

### NEW BUSINESS

**Mirabito Convenience Store** - Mark Drumm from Drumm Construction is here with Jerry Bracken representing Mirabito to address the Board as to the Convenience Store which they plan on building at 7073 Route 281. The

Engineers were also present. Mark and Jerry met with Rick Fritz and Jim Doring and were granted a Demolition Permit to demolish the old Sunoco building. The floor was given to Jerry Bracken, who distributed a picture and Layout and Landscaping Plan of a current Mirabito convenience store in Castle Creek and which is what they are proposing for this area. Mr. Bracken stated that the building will hold a Subway, a Dunkin Donuts, a Pizzeria and a small Italian restaurant. They will have gasoline and diesel. Engineer Naperele stated that the original plans for this property started in 2007 with approvals, but with the bad economy, the project was dropped. They are questioning when they can get a new permit. Mark Drumm's attorney, John Sidd, will work through the issues with Attorney Armstrong..

**Sales Tax Check** Received \$102,538.98

**Post Office Check received** - \$512.50

**John Juras - Dispute on Campbell Road** - Mr. Juras owns property on the Campbell Road which he purchased from Royal Phillips a year and a half ago. He is having problems with the Campbell's. They have put a gate up with one of the posts being on the Juras property. The Campbell's have been contacted but nothing has been done. The Board feels this is a personal property issue and the Town should not be involved.

**Correct Form for Retirement Hours** - A letter received from the NY State and Local Retirement System stating that the official's Registration Number and the last four digits of the Social Security Numbers were not included on the resolution and the "Participates in the Employer's Time Keeping System" and "Day/Month" columns were not completed correctly. Therefore, a revised resolution and affidavit of posting must be submitted.

**Motion made by Debra Brock, seconded by Peter Knapp**

**RESOLUTION #95: To post the Standard Workday and Reporting Resolution for another 30 days and resubmit the necessary forms to the New York State Retirement System**

**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Letter - Real Property regarding Assessor** - The letter received from Bill Cinquanti for the Cortland County Real Property notifying the Board that the County will no longer provide Assessment Administration Services to any town in Cortland County because of budget cuts. Because of the budget cuts, Nedra Griswold 's position has been eliminated as of January 1, 2011 and it is Mr. Cinquanti's recommendation that the Town Board consider appointing her as the Town's assessor. Supervisor Doring will contact Nedra Griswold. Subject tabled to December meeting.

#### **PUBLIC COMMENTS**

Pam Poulin has drawn up a draft of government personnel. She will contact Tick Fritz regarding the Town entrance signs

Pete Stone houses horses on a farm on Steger Road and states that cars are traveling 60 to 70 MPH

Charles Dalley has volunteered for a position on the local boards when available.

#### **APPROVE GENERAL AND HIGHWAY BILLS**

**Motion made by Debra Brock, seconded by Peter Knapp**

**RESOLUTION #96: To pay the General Fund Vouchers, Abstract No. 11, Nos. 245 to 267, totaling \$15,646.88**

**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Motion made by Dave Morse, seconded by Debra Brock**

**RESOLUTION #97: To pay the Highway Fund Vouchers, Abstract No. 11, Nos. 120 to 139, totaling \$21,554.41**

**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

The Board will move into Executive Session for potential litigation.

**Motion made by Tom Fox, seconded by Dave Morse**

**RESOLUTION #98: To move into Executive Session for potential litigation at 9:52.**

**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Motion made by Peter Knapp, seconded by Tom Fox**

**RESOLUTION #99: To exit Executive Session at 10:21**

**Debra Brock(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

Supervisor Doring announced that Executive Session was a discussion of Mirabito.

There being no further business, Jim asked for a motion to adjourn. Motion made by Peter, seconded by Dave; meeting adjourned at 10:21.

Respectfully submitted,

Unofficial 11/08/2010  
Official

Jane W. Davenport  
Town Clerk